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FAX TRANSMISSION

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DATE: March 29, 2002

TOTAL PAGES INCLUDING
COVER PAGE: 6

TO: Karen Williams
PCT National Division

FAX NO: 1-703-305-3230

FROM: Gregory D. Williams
General Counsel
NEW ENGLAND BIOLABS, INC.

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CONTACT: Melissa Jackson

FACSIMILE COPY ONLY ☐

Docket No.: NEB-163-PUS

D. Comb, et al.

U.S. SERIAL NO.: 09/936,588

International Appln. No.: PCT/US00/14122

IA Filing Date: May 23, 2000

Title: Method For Generating Split, Non-Transferable
Genes That Are Able To Express An
Active Protein Product

Response to Notification of Defective Response (5 pages)

Docket No.: NEB-163-PUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: D. Comb, et al. EXAMINER:

U.S. SERIAL NO.: 09/936,588 GROUP:

International Appln. No.: PCT/US00/14122 IA Filing Date: May 23, 2000

FOR: Method For Generating Split, Non-Transferable Genes That
Are Able To Express An Active Protein Product

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Response to Notification of Defective Response
Notification of Defective Response
Page 2 of Declaration and Power of Attorney

Date: _____

Melissa A. Jackson

Docket No.: NEB-163-PUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: D. Comb, et al. EXAMINER:

U.S. SERIAL NO.: 09/936,588 GROUP:

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FOR: Method For Generating Split, Non-Transferable Genes That
Are Able To Express An Active Protein Product

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

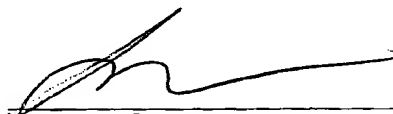
In response to the Notification of Defective Response mailed 22 March 2002, a copy of which is enclosed, Applicants submit herewith missing page 2 of the Declaration and Power of Attorney which provides the missing first through fifth Applicant information.

Please charge any fee associated with the submission of new Declaration and Power of Attorney to our Deposit Account No. 14-0740.

Respectfully submitted,

NEW ENGLAND BIOLABS, INC.

Date: 03/29/02



Gregory D. Williams
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32 Tozer Road
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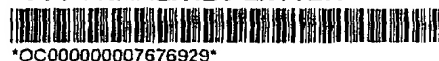
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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 09/936,588 | | NEB-163-PUS |

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| INTERNATIONAL APPLICATION NO. |
| PCT/US00/14122 |

28986
 NEW ENGLAND BIOLABS, INC.
 32 TOZER ROAD
 BEVERLY, MA 01915

| | |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 05/23/2000 | 05/24/1999 |

CONFIRMATION NO. 8694
 371 FORMALITIES LETTER



OC000000007676929

Date Mailed: 03/22/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Indication of Small Entity Status
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and International filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The first through the fifth inventors' names, residences and citizenships have not been identified in the declaration.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 305-3688

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 09/936,588 | PCT/US00/14122 | NEB-163-PUS |

FORM PCT/DO/EO/916 (371 Formalities Notice)

*** RX REPORT ***

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